

### **Remarks**

Applicants wish to thank the Examiner for the careful consideration given this case. Claims 1-9 are pending in the present application. Applicants submit no new matter has been added.

### **Double Patenting**

Claims 1-9 stand provisionally rejected on the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-13 of copending Application No. 11/484,796.

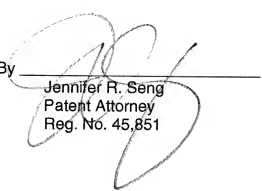
Application No. 11/484,796 is no longer pending – the application was officially abandoned on March 23, 2009. Accordingly, Applicants submit the obviousness-type double patenting rejection is moot.

It is respectfully submitted that the instant application is presently in condition for allowance. Notice to the effect is earnestly solicited. If there are any further issues in this application, the Examiner is invited to contact the undersigned at the telephone number listed below.

The USPTO is hereby authorized to charge any fees for an extension of time or those under 37 C.F.R. 1.16 or 1.17, which may be required by this paper, including Terminal Disclaimers, and/or to credit any overpayments to Deposit Account No. 50-2527.

Respectfully submitted,

By



Jennifer R. Seng  
Patent Attorney  
Reg. No. 45,851

LANXESS Corporation  
Law & Intellectual Property Department  
111 RIDC Park West Drive  
Pittsburgh, Pennsylvania 15275-1112  
(412) 809-2233  
FACSIMILE PHONE NUMBER:  
(412) 809-1054

\\sr\S:\Law Shared\SHARED\PATENTS\8000-8999\8317\ResponseFinal OA of 031709.doc